

Fiscal Note

Fiscal Services Division



SF 2310 – Alcoholic Beverages, Social Host Liability (LSB 5618SV.1)
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Fiscal Note Version – As amended by **H-8128**

Description

Senate File 2310, as amended by **H-8128**, prohibits a property owner or lessee from knowingly allowing a person under the age of 18 to possess or consume an alcoholic beverage. Persons under the age of 18 may consume alcohol in a private home with a parent present and with the parent's consent or if administered by a physician or dentist. Violations are misdemeanors subject to fines, and driving privileges of minors may be suspended for the third offense.

Background

Under current law, there are approximately 5,000 underage alcohol convictions per year and about 3.0% of the convictions involve supplying alcohol to an underage person. Compared to the percentage of the Iowa population, blacks and whites are overrepresented in the convicted population while the other racial and ethnic groups are underrepresented.

Total Convictions for Underage Alcohol Offenses (Section 123.47 Violations)

| | White | Black | Hispanic | Native American | Asian | Other | Unknown | Total |
|-------------------|-------|-------|----------|--------------------|-------|-------|---------|--------|
| FY 2012 | | | | | | | | |
| Number | 4,574 | 178 | 149 | 13 | 36 | 33 | 327 | 5,310 |
| Percent | 86.1% | 3.4% | 2.8% | 0.2% | 0.7% | 0.6% | 6.2% | 100.0% |
| Percent of Known | 91.8% | 3.6% | 3.0% | 0.3% | 0.7% | 0.7% | | 100.0% |
| FY 2013 | | | | | | | | |
| Number | 4,060 | 189 | 92 | 8 | 28 | 15 | 340 | 4,732 |
| Percent | 85.8% | 4.0% | 1.9% | 0.2% | 0.6% | 0.3% | 7.2% | 100.0% |
| Percent of Known | 92.4% | 4.3% | 2.1% | 0.2% | 0.6% | 0.3% | | 100.0% |
| % Iowa Population | 88.0% | 3.2% | 5.3% | 0.5% | 2.0% | 1.0% | | 100.0% |

Assumptions

- The impact on minorities will remain consistent with current data.
- There will likely be an increase in convictions, but it's not possible to determine how many.
- There will be minimal impact on the correctional system since the offenses are simple misdemeanors punishable by fines or suspension of driving privileges. The increase in fine revenues cannot be determined.

Summary of Impacts

Correctional Impact: No impact on the correctional system is expected.

Minority Impact: This Bill is not expected to have a disproportionate impact on minorities when compared to current law.

Fiscal Impact: This Bill is not expected to have a significant impact on revenues or expenditures for any governmental entity.

Sources

Alcoholic Beverages Division

Criminal and Juvenile Justice Policy Division of the Department of Human Rights

U. S. Census Bureau

/s/ Holly M. Lyons

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The fiscal note for this bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.
